



EASTERN SIERRA COUNCIL OF GOVERNMENTS (ESCOG)

REGULAR MEETING AGENDA

Friday, June 15, 2018

8:30 a.m.

**Mammoth Lakes Council Chamber
437 Old Mammoth Road, Suite Z
Mammoth Lakes, CA**

Board Members

Mono County Supervisor
Stacy Corless

Mono County Supervisor
Bob Gardner

Town of Mammoth Lakes Councilmember
Shields Richardson

Town of Mammoth Lakes Councilmember
John Wentworth – Chair

Inyo County Supervisor
Jeff Griffiths – Vice Chair

Inyo County Supervisor
Matt Kingsley

City of Bishop Councilmember
Jim Ellis

City of Bishop Councilmember
Karen Schwartz

NOTICE TO THE PUBLIC

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Clerk of the Board at 760-965-3603. Notification 48 hours prior to the meeting will enable the City of Bishop or Town of Mammoth Lakes to make reasonable arrangements to ensure accessibility to this meeting. (See 42 USCS 12132, 28CFR 35.130)

NOTE: Comments for all agenda items are limited to a speaking time of three minutes.

- 1. Call to Order**
- 2. Pledge of Allegiance**
- 3. Roll Call**
- 4. Public Comment – Notice to the Public:** This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Chair,

please state your name and address for the record and please limit your comments to three minutes. Under California law the Eastern Sierra Council of Governments Board is prohibited from generally discussing or taking action on items not included in the agenda; however, the Eastern Sierra Council of Governments Board may briefly respond to comments or questions from members of the public. Therefore, the Eastern Sierra Council of Governments Board will listen to all public comment but will not generally discuss the matter or take action on it.

5. **Approve the minutes of April 19, 2018**
6. **California Primary Election Result Updates**
 - a. Inyo County - Local Measures
 - b. Mono County - Local Measures
 - c. City of Bishop - Local Measures
 - d. Town of Mammoth Lakes - Local Measures
 - e. State Representation/State Measures
 - f. Congressional Representation
7. **Discuss and Provide Direction regarding ESCOG Legal Capacity Requirements and Potential Joint Powers Authority – Bob Gardner**
 - a. **Proposed Action:** Provide direction whether or not there is desire to establish the ESCOG as a JPA, and if so, seek support from ESCOG member agencies
8. **IMBC Advisory Council Update – Nate Greenberg/Christie Osborne**
9. **Provide Direction regarding IMBC Staffing Needs – Nate Greenberg**
 - a. **Proposed Action:** Give the IMBC direction to address staffing needs and make modifications to its agreement with California Public Utilities Commission (CPUC)
10. **Reliable Regional Air Service Update**
11. **Eastern Sierra Recreation Partnership Update**
 - a. Challenge Cost Share Agreement between Mono County, Town of Mammoth Lakes, Inyo National Forest, Humboldt Toiyabe National Forest
 - b. Staff position to be shared between Mono County and Town of Mammoth Lakes to live with Mammoth Lakes Recreation
 - c. Sierra Nevada Conservancy Update
 - d. Federal Reserve San Francisco/CA OPR Invitation
 - e. CA Assembly Bill 1918: “Office of Sustainable Outdoor Recreation”
12. **Transient Rental enforcement/Host Compliance Update – Rob Patterson, Janet Dutcher**
13. **Update regarding California Federal Opportunity Zones. Consider authorizing ESCOG or requesting that each agency take action supporting the expansion of Opportunity Zones.**

- a. “A new national community investment program that connects private capital with low-income communities across America” (<https://eig.org/opportunityzones>)

14. Board and Council Reports

15. Call for Agenda Items for Next Meeting

16. Adjournment

The ESCOG will adjourn to a regular meeting to be held on Thursday, August 16, 2018 at 8:30 a.m. in the Bishop City Council Chamber.



EASTERN SIERRA COUNCIL OF GOVERNMENTS (ESCOG)

REGULAR MEETING MINUTES

Thursday, April 19, 2018

8:30 a.m.

Bishop City Council Chambers

301 West Line Street

Bishop, California

Board Members

Mono County Supervisor
Stacy Corless

Mono County Supervisor
Bob Gardner

Town of Mammoth Lakes Councilmember
Shields Richardson

Town of Mammoth Lakes Councilmember
John Wentworth – Chair

Inyo County Supervisor
Jeff Griffiths – Vice Chair

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Matt Kingsley

City of Bishop Councilmember
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NOTE: Comments for all agenda items are limited to a speaking time of three minutes.

1. Call to Order

Chair Wentworth called the meeting to order at 8:34 a.m.

2. Pledge of Allegiance

Deb Schweizer, Public Affairs Officer for the Inyo National Forest Supervisor's Office, led the pledge of allegiance.

3. Roll Call

Board members Corless, Gardner, Griffiths, Wentworth, Ellis, and Schwartz were all in attendance. Board members Richardson and Kingsley were absent.

4. **Public Comment** – Notice to the Public: This time is set aside to receive public comment on matters not calendared on the agenda. When recognized by the Chair, please state your name and address for the record and please limit your comments to three minutes. Under California law the Eastern Sierra Council of Governments Board is prohibited from generally discussing or taking action on items not included in the agenda; however, the Eastern Sierra Council of Governments Board may briefly respond to comments or questions from members of the public. Therefore, the Eastern Sierra Council of Governments Board will listen to all public comment but will not generally discuss the matter or take action on it.

SPEAKING FROM THE FLOOR:

Stephen Kalish, community member, expressed concern about minutes from meetings in 2017 not being approved or available for the public.

5. Recreation

a. Inyo National Forest Update

Deb Schweizer announced that a new Forest Supervisor has been appointed to our region. She said that the Forest Service has been working to get some roads open in Mono and Inyo Counties. She shared budget information related to fire funding in the Forest Service, which will allow for additional local funding that has not been available for many years. She said they are actively interviewing for a district ranger. There was a discussion between the ESCOG and Ms. Schweizer.

- b. Update regarding Eastern Sierra Recreation Partnership
- c. Update regarding Eastern Sierra Recreation Coordinator

Chair Wentworth provided an update on these two items. He said that Mono County and Mammoth Lakes are working on a challenge cost-share agreement with the U.S. Forest Service. He also discussed the possibility of a shared position between Mono County and the Town of Mammoth Lakes. Board member Corless said that Mono County had set aside \$50,000 for a shared position, however, this year that funding would be spent on other recreation projects within the County. There was discussion among the ESCOG members.

6. Reliable Regional Air Service

a. Discussion regarding Opportunities for Reliable Regional Air Service

Chair Wentworth asked the group to define “reliable regional air service.” Each of the Board members expressed their thoughts about air service.

SPEAKING FROM THE FLOOR:

Stephen Kalish said that he has seen hardly any information about this project since the last ESCOG meeting. He wants to see more transparency regarding the project.

Charles James, Big Pine resident, agrees with Mr. Kalish regarding transparency, but stated that it can often be hard to get information out to the public, and the press tends to focus on more controversial issues. He is excited to see this board working together on the project.

Sharon Clark, Mammoth Lakes resident, is supportive of moving the airport to Bishop. She said that she and her family will no longer use the Mammoth airport due to experiences with cancelled flights.

The Board members responded to comments about transparency and discussed the current status of the project.

SPEAKING FROM THE FLOOR:

Grady Dutton, Mammoth Lakes Public Works Director, said the Town will be asking for policy direction from its Town Council regarding the airport in May.

Kevin Carunchio, Inyo County Chief Administrative Officer, said that we need to respect the Statement of Intent signed by Inyo County and Mammoth Lakes, which allows autonomy for each agency. He reported on a meeting with the FAA and stated that Inyo County had submitted its Airport Certification Manual (ACM) to the FAA for review. He said that the FAA will continue to support commercial air service at the Mammoth/Yosemite Airport at this time, and Inyo County is working to get Part 139 approval. There was a discussion between the Board and Mr. Carunchio.

b. Discuss the Role of the Mono Inyo Airport Working Group (MIAWG)

There was a discussion between the Board, Mr. Dutton, and Mr. Carunchio about both Inyo County and Mammoth Lakes needing to get policy direction from their respective Board and Council and determine next steps. The Board expressed an interest in establishing a Joint Powers Authority (JPA) to govern regional airports. There was a consensus among the Board to request that staff work to schedule a MIAWG meeting in the next few weeks prior to policy items going before Inyo County Board or Mammoth Lakes Town Council, if possible.

SPEAKING FROM THE FLOOR:

Stephen Kalish asked a question of Mr. Carunchio regarding an environmental assessment and letters of intent from airlines, and he responded. Mr. Kalish said that he would like to see ESCOG direct its respective agencies to come back with what air service would look like in 1-2 years rather than 3-5 years. Regarding a Mammoth Lakes Town Council policy item, he encouraged staff to invite all Town Council candidates to any discussion regarding the airport since it may be at the last meeting of the current Town Council.

7. Update regarding California Federal Opportunity Zones. Consider authorizing ESCOG or requesting that each agency take action supporting the expansion of Opportunity Zones.

- a. "A new national community investment program that connects private capital with low-income communities across America"
 - i. <https://eig.org/opportunityzones>

Chair Wentworth introduced this item and said that the opportunity zones are a part of the new Federal budget. Parts of Bishop and Southern Inyo County may be eligible for funding. The Board requested a discussion of this item at its next meeting, when there will be a better idea about timing for next steps and the application process.

8. Discussion regarding Climate Change

- a. CA Integrated Climate Adaptation and Resiliency Program
 - i. <http://resilientca.org>

Chair Wentworth said that he serves on a State board for climate change. The State is putting together a website that can be used as a resource regarding climate change. The website has descriptions for Mono and Inyo Counties and there is a public comment period on the content of those pages that ends at the end of the month. He encouraged the Board members to review the content and provide comments, if appropriate.

9. ESCOG Organizational Items

- a. Approve the minutes of February 14, 2018

There was a discussion about outstanding minutes and administrative support for the ESCOG and Inyo Mono Broadband Consortium. The Board would like to follow up on this item in a subsequent staff meeting.

ACTION: It was moved by Board member Ellis, seconded by Board member Griffiths, and carried by a 6-0 roll call vote to approve the minutes of February 14, 2018.

- b. Board and Council Reports

Board member Schwartz announced that Bishop Councilmember Pat Gardner recently passed away. The Council will appoint an interim member to fill her seat until the next election. City Manager, Jim Tatum, has been out on sick leave but recently returned. The City is continuing with its ADA sidewalk project downtown.

Board member Gardner announced that Mono County Supervisor Larry Johnston recently passed away. His term goes until the end of this year, and the election will determine who fills his seat. The County has made progress on cannabis and short-term rental regulations. They are also dealing with issues related to child care and workforce housing.

Board member Corless said that ranchers in Mono and Inyo Counties are dealing with a new regulation regarding irrigation on DWP land used for grazing. She said that Mono County will be making a final decision regarding a new South County facility in Mammoth on May 1. Mono County is still pursuing a county boundary adjustment with Madera County in the Devils Postpile National Monument area.

Vice Chair Griffiths spoke about symbiosis between ranchers in Mono and Inyo Counties.

Board member Ellis spoke about the landfill condemnation lawsuit. He said Bishop is also making progress regarding cannabis and short-term rentals. He said he will be talking with high school students about how he got into government and learning about their goals.

Chair Wentworth reported about the Town using Host Compliance to assist with transient occupancy tax (TOT) enforcement efforts. There was a discussion among the Board regarding enforcement. Chair Wentworth said the Town Council election is coming up on June 5. He reported about the Town's Housing Action Plan. He discussed challenges with the Mammoth Lakes Housing Board structure. He said that the Mayor of Aspen is coming to Mammoth Lakes next week. He attended a conference for Forest Service leadership in Colorado.

c. Discuss upcoming Sierra Nevada Conservancy visit in June

Vice Chair Griffiths said that the Sierra Nevada Conservancy (SNC) will be coming to the Eastern Sierra on June 6-7, 2018. There will be a Board meeting on June 7th and a tour and reception on June 6th. They are working on organizing a tour that will focus on recreation and water issues. The SNC was previously focused on forest health, but with the passage of Prop 68, there will be recreation funding available, so the SNC is in the process of changing its mission and strategic plan to include sustainable recreation. There was a discussion about how local agencies can engage with the SNC.

d. Update on member agencies' support for Prop 68. Consider ESCOG support for Prop. 68.

Mammoth Lakes, Inyo County, and Mono County have all approved resolutions in support of Prop 68. Bishop will have an item to discuss on its next agenda.

10. Committee Updates

- ESCOG Joint Powers Authority (JPA) Ad Hoc Committee (Gardner, Griffiths, Schwartz, Wentworth,)

Board member Gardner said that there was a meeting to discuss the concept of a JPA for managing the airports. He said there are currently mixed opinions regarding this item.

- Inyo Mono Broadband Consortium (IMBC) Advisory Council

Justin Norcross, IMBC AC representative, provided information about the background and purpose of the IMBC AC. He provided updates on work program items, including branding and broadband connectivity. The Board thanked Mr. Norcross and the other IMBC AC appointees for volunteering their time. There was a discussion among the Board and Mr. Norcross regarding how to continue to develop and enhance these efforts.

11. Call for Agenda Items for Next Meeting

- Continued item - Update regarding California Federal Opportunity Zones.
- Administrative Support for ESCOG and IMBC Advisory Council
- IMBC Advisory Council Update

- Transient rental enforcement discussion/update
- Standing Items - Recreation/Air Service

12. Adjournment

The meeting adjourned at 11:25.

DRAFT

Proposal to Make ESCOG a Joint Powers Authority

June 15, 2018

Background

As ESCOG members have discussed collaboration on several different issues in the Eastern Sierra region, it has become apparent we need a more formal approach in being more responsive and effective. The concept of creating a Joint Powers Authority for ESCOG has been raised as an appropriate vehicle to accomplish this task. This arrangement would enable ESCOG to take on regional responsibilities and to achieve success on a variety of projects.

Proposal

We propose we begin the process to make ESCOG a Joint Powers Authority. This would enable the organization to act and pursue progress on several items, including the following:

- ☐ Recreation Projects and Support
- ☐ Regional Broadband Projects
- ☐ Housing Initiatives
- ☐ Regional Air Service
- ☐ Economic Development
- ☐ ESCOG Administrative Support

We suggest we discuss this proposal, and if in agreement, we take this proposal as a concept back to our four respective governing bodies and seek initial approval to move forward. If that approval occurs, then we can move ahead with drafting the appropriate documents and obtain formal approval from the four entities.

Bob Gardner, Mono County 3rd District Supervisor

John Wentworth, Town of Mammoth Lakes Town Council

Eastern Sierra Council of Governments Workshop

Joint Powers Agreements

Government Code sections 6500 et seq.

Two basic types:

1. Joint Powers Agreement created to jointly exercise shared powers

“Two or more public agencies by agreement ***may jointly exercise any power common to the contracting parties***, including, but not limited to, the authority to levy a fee, assessment, or tax, even though one of the contracting parties may be located out of state. It shall not be necessary that any power common to the contracting parties be exercisable by each such contracting party with respect to the geographical area in which such power is to be jointly exercised.” (Gov’t Code § 6502.)

Example: Whitmore Animal Shelter and Recreational Center Joint Powers Agreement (provides for joint management of the facilities by Mono County and the Town of Mammoth Lakes)

2. Joint Powers Agreement to create a separate agency or entity to exercise shared powers

“Whenever a joint powers agreement provides for the creation of any agency or entity that is separate from the parties to the agreement and is responsible for the administration of the agreement, such agency or entity shall, within 30 days after the effective date of the agreement or amendment thereto, cause a notice of the agreement or amendment to be prepared and filed with the office of the Secretary of State.” (Gov’t Code § 6503.5.)

Example: Eastern Sierra Transit Authority (Counties of Inyo and Mono, and cities of Bishop and Mammoth entered into a Joint Powers Agreement establishing ESTA as a separate entity that administers the JPA)

Powers that may be exercised pursuant to a JPA

Any power shared by the contracting parties, as limited or defined by the Joint Powers Agreement itself.

“The joint exercise of powers act, as found in § 6500 et seq., basically provides a procedure or manner whereby existing powers may be exercised by cooperative action, rather than granting new powers.” (11 Op.Atty.Gen 191, 4/21/48.)

Statewide examples (from case law):

- A. Airports
- B. Building construction and operation
- C. Fire prevention
- D. Flood control
- E. Groundwater management
- F. Garbage disposal
- G. Highways
- H. Insurance
- I. Irrigation
- J. Care of tuberculosis patients
- K. Laundry services
- L. Local emergencies

- M. Personnel services
- N. Plant disease control
- O. Police protection
- P. Population estimates
- Q. Rehabilitation Services
- R. Sewer systems
- S. Surveys
- T. Workers compensation

Councils of Governments (COGs)

There are approximately 60 COGs (including transportation agencies) statewide. These were created either by *JPA* or by *statute*

1. COGs created by JPA

Of those identified, all were of the type that creates an agency or entity that is separate from the contracting parties.

Examples:

- A. SACOG – Sacramento Area Council of Governments
- B. San Joaquin Council of Governments
- C. Kern Council of Governments
- D. Fresno Council of Governments
- E. AMBAG - Association of Monterey Bay Area Governments
- F. ABAG- Association of Bay Area Governments
- G. All 45 COGs that are members of CalCOG (acc. to CalCOG Executive Director Bill Higgins)

2. COGs created by statute

Examples of powers exercised by COGs in California

Many COGs serve as metropolitan planning organizations (MPOs)

Many COGs serve as regional transportation planning agencies (RTPAs)

Other

Forum for study and discussion of regional issues

Approve the distribution of affordable housing

Assist in planning for transit, bicycle networks, clean air, and airport land uses

Economic development

Open space and farmland protection

Housing production and affordability

Trails

Natural hazard risk assessment

Economic resiliency

Energy management and telecommunications services

A-333(A)
600-20

AMENDED JOINT POWERS AGREEMENT EASTERN SIERRA COUNCIL OF GOVERNMENT ENTITIES (COG)

This amended Agreement, made and entered into this 26th day of February, 1999 by, between and among the COUNTY OF INYO, a political subdivision of the State of California (INYO), the COUNTY OF MONO, a political subdivision of the State of California (MONO), the TOWN OF MAMMOTH LAKES, a municipal corporation (TOWN), and the CITY OF BISHOP, a municipal corporation (CITY).

WITNESSETH: RECITALS

1.01. The parties hereto, the COUNTY OF INYO, the COUNTY OF MONO, the TOWN OF MAMMOTH LAKES, and the CITY OF BISHOP, recognize that each are experiencing continued expansion and growth within their areas of political and/or corporate organization. Governmental problems affecting the unincorporated counties and incorporated cities are expected to increase in the future. By reason of the geography of the area encompassed by the parties and the historical ties existing among them, such problems are often of a common origin and suggest regional solutions.

1.02. The parties hereto acknowledge that there exists certain planning issues which deserve areawide consideration, and which make it necessary and desirable that a joint powers agency be created and maintained.

1.03. The existence of such a Joint Powers Agency is necessary to qualify the parties thereto and special public agencies and districts for certain State and Federal funding assistance.

1.04. Article 1 of Chapter 5 of Division 7 of Title I, commencing with Section 6500 of the California Government Code authorizes two or more public agencies, by joint powers agreement entered into by them and authorized by their respective legislative or governing bodies, to exercise jointly any power or powers common to the contracting parties. It is the intent and purpose of the parties hereto to enter into a JOINT POWERS AGREEMENT, pursuant to the provisions of Sections 6500, et seq. of the California Government Code, to create and establish a single agency as hereinbefore recited to be known as the Eastern Sierra Council of Governmental Entities.

AGREEMENT

2.01. The COUNTY OF INYO, the COUNTY OF MONO, and the TOWN OF MAMMOTH LAKES created and established the Eastern Sierra Council of Governmental Entities, hereinafter referred

to as the Eastern Sierra COG/by Joint Powers Agreement dated May 2, 1995. By this Amended Joint Powers Agreement, the CITY OF BISHOP becomes a party to that Joint Powers Agreement and a regular member of the Eastern Sierra Council of Governmental Entities.

2.02. PURPOSES. The Eastern Sierra COG is organized to: (1) provide a forum for discussion and study of regional problems of mutual interest to the member governmental entities; (2) identify, inventory and comprehensively plan for the solution of selected regional problems requiring multi-governmental cooperation; (3) facilitate actions and agreements among the governmental units for specific project development; and (4) conduct other region wide functions as the membership deems appropriate, including review and approval of local planning documents when state law requires regional approval or when the local creating agency requests regional review and comment.

**AMENDED JOINT POWERS AGREEMENT
EASTERN SIERRA COUNCIL OF GOVERNMENT ENTITIES (COG)**

2.03. POWERS.

1. The Eastern Sierra COG may make, publish, or assist in making or publishing studies or investigations of the resources of the region and of existing or emerging problems of any nature related to the physical growth and development, living conditions, beauty, or prosperity of the region, or any part thereof (85065.1 G.C.).

2. The COG may offer its services to assist in the solution of problems related to physical development involving two or more governing bodies, planning commissions, agencies, organizations or instrumentalities, public or private, and may otherwise participate in any program or activity intended to seek or find common ground or cooperative solutions to problems related to physical and/or economic development and conservation within the region or any part thereof.

3. The COG shall have power to contract or otherwise participate in, and to accept grants, funds or services from the Federal Government, its agencies or instrumentalities in connection with any Federal program judged by the Board to be relevant to its purposes; and the COG shall similarly have the power to contract or otherwise participate in, and accept grants, funds or services from the State, or any agency or instrumentality thereof, of any city, county, civic organization or private person in connection with any program judged by the COG to be relevant to its authorized purposes.

4. The COG shall have the power to contract with any person, firm, association, or corporation or to contract for any other types of services judged by the COG to be necessary or convenient for carrying out the purposes of the COG.

2.04. ORGANIZATION. The internal organization of the COG shall be as follows:

1. **Membership.** Membership in the COG shall consist of two (2) categories:

(a) **Regular Members.** Regular members shall consist only of the County of Inyo, the County of Mono, the Town of Mammoth Lakes, and the City of Bishop. The regular members shall be entitled to be represented by two representatives, each of whom shall be an elected member of the legislative body of such regular member.

(b) **Associate Members.** Any governmental entity which exercises any sphere of governmental authority, control, influence, power, or own property within the exterior boundaries of Inyo County, and/or Mono County, and/or the City of Bishop and/or the Town of Mammoth Lakes shall be eligible for associate membership. Each

**AMENDED JOINT POWERS AGREEMENT
EASTERN SIERRA COUNCIL OF GOVERNMENT ENTITIES (COG)**

such associate member may be represented by not more than one (1) representative.

(c) Incidents of Membership. Only representatives of regular members shall be eligible for the Board of Directors of the COG, and eligible to hold office on said Board of Directors; entitled to vote, one (1) vote to each such representative; and attend closed sessions of the Board of Directors.

(d) Duties of Membership. To enable the COG to develop enlightened approaches to the problems for which organized, it shall be the duty of each member of the COG to completely disclose to the Board of Directors the member's planning, plans, proposals and concepts for use concerning its activities or spheres of governmental concern relative to any specific subject matter request from the COG.

(e) Miscellaneous. In the event any area represented by a regular member subsequently hereto becomes politically subdivided, as a consequence of which an additional entity is created which exercises the powers of either a county or city, such entity shall be entitled to regular member status.

2. Board of Directors. The COG shall have a Board of Directors which shall be made up and composed only of regular members. The term of office of each director shall not exceed his term of office on the legislative body he represents. The directors first selected upon the formation of the COG shall be selected by each regular member in the following manner: One (1) representative from each regular member agency shall serve for a term of two (2) years from the date of formation of the COG, and the remaining representatives shall each serve for a term of four (4) years. The directors are selected by an agency which joins the COG as a regular member after the COG's formation, shall be selected in the following manner: One (1) representative from such agency shall serve for a term of two (2) years from the date that the agency joins the COG, and the other agency representative shall serve for a term of four (4) years. The term of office for each director other than directors first selected shall be four (4) years. If a vacancy occurs on the Board, it shall be filled by an appointment to be made by the legislative body of the affected regular member.

At its first meeting, the Board of Directors shall elect from its regular members a Chairman, Vice-chairman and Secretary/Treasurer. Such officers shall serve for one (1) year terms, or until their successors are elected. The Secretary/Treasurer may, however, be such Executive Director to the COG as it selects.

AMENDED JOINT POWERS AGREEMENT EASTERN SIERRA COUNCIL OF GOVERNMENT ENTITIES (COG)

(3) **Meetings.** The COG shall, by properly adopted By-laws, prescribe regular meetings of the Board of Directors of the COG, which shall be not less than one (1) such meeting each calendar quarter. All meetings of the COG shall comply with the requirements of the California Government Code. A majority of the Board of Directors shall constitute a quorum for the transaction of business. No resolution or motion shall be passed or become effective without the affirmative votes of at least a majority of the members of the Board of Directors.

2.05. FINANCIAL PROVISIONS. Each regular member shall contribute to the administrative support of the COG. Administrative support is understood as those costs, expenditures and obligations which maintain one (1) agency on a daily operating basis. Administrative support shall be provided on an in-kind basis and each agency's contributions to in-kind administrative time and support shall be accounted for. It is intended that each regular member agency will provide 33% 25% of the administrative support of the COG. All financial provisions other than administrative shall be on an individual project basis. The COG shall adopt a fiscal year to commence on July 1 of each year and terminate on June 30 of the following year. The Treasurer of the Town of Mammoth Lakes is designated depository of this Agency (G.C. 6506.5). Nothing contained in this Joint Powers Agreement shall bind any member to a financial commitment on behalf of the COG.

2.06. SURPLUS PROPERTY. The surplus money or property of the COG shall be disposed of by dividing it among the regular members of the COG in the same proportion as such regular members contributed to the most recent fiscal budget of the COG.

2.07. RECORDS REPOSITORY. The Town of Mammoth Lakes shall serve as repository of JPA records. Record retention shall conform to the requirements of law. Any record destruction shall first be specifically approved by the Board of Directors. Said Board of Directors may provide for record retention beyond the requirements of law.

GENERAL PROVISIONS

3.01. AMENDMENTS TO AGREEMENT. This Agreement may be amended at any time by a majority vote of the legislative bodies of each of the regular members. In the event the COG should determine that an amendment to this Agreement would be in the best interests of the COG and each of the regular members thereof, it may propose such amendment for ratification by the legislative bodies of each of the regular members, and upon being approved by majority vote of each of the regular members' legislative bodies, this Agreement shall be deemed and be so amended upon the date the last legislative body votes therefor.

3.02. VOLUNTARY ASSOCIATION. It is understood and agreed that the COG of the parties hereto is voluntary. Any regular member may withdraw by giving written notice thereof to the legislative bodies of the other regular members in the manner hereinafter provided for the communication of notices. A regular member which withdraws shall not be liable to the COG or any of its members for payment of further contributions or financial support to the COG, or the success or failure thereof.

3.03. DISSOLUTION AND TERMINATION. The COG may be dissolved, and this Agreement terminated, at any time in the same manner as hereinabove provided for the amendment of this Agreement.

AMENDED JOINT POWERS AGREEMENT EASTERN SIERRA COUNCIL OF GOVERNMENT ENTITIES (COG)

3.04. EFFECTIVE DATE AND TERM OF AGREEMENT. This Agreement shall be and become effective for all purposes when resolutions of the legislative bodies of each of the parties hereto authorizing such agreement and execution thereof have been passed, approved and adopted. This Agreement shall continue in full force and effect unless and until dissolved or terminated in the manner hereinbefore provided.

3.05. NOTICES. In the event it is or becomes necessary for either party hereto to serve or give notice to any other party hereto, such notice shall be deemed validly served and given if deposited in a United States Post Office with postage thereon fully prepaid, sent registered or certified mail, and if intended for INYO, addressed to the at County Administrator, the Administrative Center, County of Inyo, P.O. Box N, Independence, California 93526, and if intended for MONO, addressed to it at the Court House, Bridgeport, California 93517, and if intended for TOWN, addressed to it at P.O. Box 1809, Mammoth Lakes, California 93546, and if intended for CITY, addressed to it at 337 West Line, Bishop, CA 93514.

3.06. INUREMENT. This Agreement shall inure to the benefit of and be binding upon the parties hereto and their successors.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

COUNTY OF INYO

BY: Linda Arcularius
Chairperson, Board of Supervisors

DATED: December 15, 1998

ATTEST: Patricia Gussakly
Clerk to the Board

COUNTY OF MONO

BY: James A. Howard
Chairperson, Board of Supervisors

DATE: Jan. 12, 1999

ATTEST: Nancy L. White
Clerk to the Board

TOWN OF MAMMOTH LAKES

BY: Kirk A. Stapp
Mayor, Kirk A. Stapp

DATE: 2-26-99

ATTEST: Quirk Hattie
Clerk to the Town of Mammoth Lakes

CITY OF BISHOP

BY: Bob Kimball
Mayor, City of Bishop **BOB KIMBALL**

DATE: November 24, 1998

ATTEST: Patricia Gussakly
Clerk to the City of Bishop

ESC061.JPA

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file

Background:

State law provides that two or more public agencies may jointly exercise any power common to the contracting parties if authorized by their legislative bodies. Councils of governments (COGs) differ from other joint power agreement agencies in that they are primarily policymaking and not service delivery organizations. COGs lack general governmental authority in that they are not directly elected, do not have taxation powers, and do not have police powers or regulatory authority.

COGs are provided as specific powers as regional planning districts formed pursuant the Regional Planning Law (Government Code §65060 *et seq.*) The Joint Powers of Exercise Act (Government Code §5600 *et seq.*) provides additional specified powers to specific COGs. Eight California counties (Del Norte, Lassen, Madera, Mariposa, Modoc, Plumas, Shasta, and Trinity) are not members of a COG.

The California Association of Councils of Governments (CALCOG) represents 30 California regional planning agencies. The National Association of Regional Councils (NARC) serves the interests of regional councils nationwide.

Status of ESCOG:

The current amended joint powers agreement forming ESCOG was ratified on February 26, 1999, and specifies the purposes (Section 2.01) and powers (section 2.03) of the Council (see Attachment A). The Governor's Office of Planning and Research (OPR) does recognize ESCOG as an association of city and county governments created to address regional issues and has included it on its roster of Councils of Governments in the current *Planner's Book of Lists*.

However, ESCOG is not currently formally recognized as a Regional Planning District as defined in the Regional Planning Law. Regional Planning Law recognized the Governor's Council on Intergovernmental Relations as the organization to acknowledge ESCOG as the JPA for regional planning activities in the region. Unfortunately, such a Council no longer exists. Government Code § 65040.4 (b) provides "The regional planning districts established by the Council on Intergovernmental Relations pursuant to former Section 34216 shall remain in effect as the regional planning districts of the office until changed by the office."

Until recognized, ESCOG is unable to perform the powers of a Regional Planning District as provided by Government Code §65065.1 - 65065.3 (see Attachment B). ESCOG is also precluded from other regional planning tasks performed by many COGs including:

- Serving as the Regional Transportation Planning Agency for development of Regional Transportation Plans and Regional Transportation Improvement programs;

- Serving as a regional census data affiliate to the Bureau of the Census and Department of Finance Demographic Research Center;
- Officially reviewing Environmental Impact Reports for projects having regional significance for consistency with regional plans;
- Preparing regional housing needs allocations under State Housing Element Law (Government Code §65580 *et seq.*); and
- If the region were to reach 50,000 in population, serving as a Metropolitan Planning Organization (MPO) and perform intergovernmental review or programs proposed for federal financial assistance and direct development activities.

A separate, but related, matter is the consideration amendment of the powers granted ESCOG by the 1999 amended JPA. The current JPA is not consistent with the language of Government Code 65065.1 in that there is no authorization for preparation of a Regional Plan. Such a plan is defined by Government Code § 65060.7 as:

"A comprehensive, long-term general plan for the physical development of the region, and any land outside its boundaries which in the board's judgment bears relation to its planning. The regional plan shall consist of a text and a map or maps, and such recommendations of the regional planning board concerning current or future problems as may in its opinion affect the region as a whole and are proper for inclusion in the regional plan."

Recommendation:

If it chooses, ESCOG should request formal recognition from Mr. Tal Finney, Acting Director of OPR pursuant to Government Code § 65040.4 (b). If ESCOG chooses to become involved in regional housing or transportation issues, it should also notify Ms. Maria Contreras-Sweet, Secretary of the Business Transportation & Housing Agency, which oversees both the Department of Housing and Community Development and Department of Transportation.

CST

attachments

**Powers of a Regional Planning District
(Government Code §65065.1-65065.3)**

65065.1. The district may perform the following four major functions:

(a) The district may prepare, maintain, and regularly review and revise, a regional plan as defined in Section 65060.7, and may, after at least two public hearings in different parts of the region and such other public meetings as may appear to it advisable, adopt such plan as the regional plan for the region. In preparing, adopting, maintaining, reviewing and revising the regional plan, the board shall take account of and seek to harmonize, within the framework of the needs of the regional community as a whole, the master or general plans of cities and counties within the region, and the plans and planning activities of state, federal and other public and private agencies, organizations and instrumentalities within the region and adjacent to it.

(b) The district, acting in its own judgment, may make, publish, or assist in making or publishing, studies or investigations of the resources of the region and of existing or emerging problems of any nature related to the physical growth and development, living conditions, beauty, or prosperity of the region, or any part thereof.

(c) The district may, acting in its own judgment, offer its facilities and services to assist in the solution of problems related to physical development involving two or more governing bodies, planning commissions, agencies, organizations or instrumentalities, public or private; and may otherwise participate in any program or activity intended to seek or find common or co-operative solutions to problems related to physical development or the integration of policies related to physical development and conservation within the region, or in any part thereof.

65065.2. The district shall have power to contract or otherwise participate in, and to accept grants, funds, or services from the federal government, its agencies or instrumentalities in connection with any federal program judged by the board to be relevant to its functions; and the board shall similarly have the power to contract or otherwise participate in, and to accept grants, funds, or services from the State, or any agency or instrumentality thereof, or any city, county, civic organization or private person in connection with any program judged by the board to be relevant to its function.

65065.3. The district shall have power to contract with any person, firm, association, or corporation, or to contract for any other types of services judged by the board to be necessary or convenient for carrying out the purposes of the district.

From: Nate Greenberg ngreenberg@mono.ca.gov

Subject: IMBC Staffing

Date: May 16, 2018 at 1:19 PM

To: Kevin Carunchio kcarunchio@inyocounty.us, Leslie Chapman lchapman@mono.ca.gov, Jim Tatum JTatum@CityofBishop.com, Dan Holler dholler@townofmammothlakes.ca.gov

Cc: Jeff Griffiths (jgriffiths@inyocounty.us) jgriffiths@inyocounty.us, Stacy Corless scorless@mono.ca.gov, Karen Schwartz KSchwartz@CityofBishop.com, John Wentworth jwentworth@townofmammothlakes.ca.gov, Scott Armstrong sarmstrong@inyocounty.us

NG

All –

At the last ESCOG meeting, the City of Bishop indicated that they are dealing with some staffing issues and are needing to pull back on their support for the regularly occurring IMBC Advisory Committee meetings. Simultaneously, a conversation has been emerging within the Advisory Council around lack of capacity among the Council members to effectively move the work plan forward in the manner that it was originally designed. In lieu of this, I received direction from the Advisory Council at the last IMBC meeting to me to seek out modifying the budget and work plan such that we could bring on staff who could help manage the remainder of the project and move several of the work plan initiatives forward.

The original budget and work plan approved by the CPUC allocated roughly \$105k over two years to the organization, which is currently targeted to sunset in December of this year. Initial conversations with the CPUC have indicated that it would be possible to extend the charter of the Consortium beyond December and modify the budget/work plan as long as no additional money was requested by the organization. To date we have completed about 20% of the work plan and only invoiced about \$5k to the CPUC.

I personally feel like there is still significant value which can be delivered through the remaining budget, so long as there was a modification to the work plan and dedicated staff to help perform some of the necessary tasks. I have spoken with Scott Armstrong at Inyo County about this and we both generally feel that bringing on a contractor who is overseen by he and/or I would allow us to deliver on some of our desired goals. This is certainly an approach that has been taken by other Consortia throughout the State and would likely be supported by the CPUC.

As such, I am reaching out with a few questions for the agencies:

1. Is there general support to modify the work plan and budget to support bringing on a dedicated staff person to help carry out the purpose of IMBC for the duration of the grant?
2. If so, which agency would be best situated and most willing to establish a contract with the individual chosen for that staff position?
3. Given that the City of Bishop is the Fiscal Agent for the grant and would be billing the CPUC based on invoices submitted to them for work performed by the contractor, would the contracting agency be able/willing to cover the costs of the position while awaiting reimbursement (assuming that the City of Bishop was not the contracting entity)?

Assuming that we can find some alignment on this, my thinking was to bring back a formal recommendation to the IMBC Advisory Council on June 7th for approval. From there I would seek approval from the ESCOG (who serves as the oversight for IMBC) on June 15th, and then begin the process of engaging the CPUC which I expect to take the better part of a month.

I realize this is a narrow window of time. but I am willing to take the lead on most of the leg work

if I know there is general support, and I can get some understanding of preferred direction from each of the agencies. If we miss this window, we will be forced to wait until August to gain ESCOG approval, and likely not see response from the CPUC until September or October.

Sorry for the long-winded email, and thank you for your thoughts.

Best,

Nate Greenberg
Director, Information Technology

Mono County & Town of Mammoth Lakes, CA
PO Box 7657
437 Old Mammoth Road, Ste. 288
Mammoth Lakes, CA 93546

Mammoth: (760) 924-1819
Bridgeport: (760) 932-5503
Cell: (760) 937-1209

...

<http://www.monocounty.ca.gov>

<http://gis.mono.ca.gov>

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FS Agreement No. 18-11-0504-0XX
Cooperator Agreement No. _____

NON FUNDED CHALLENGE COST SHARE AGREEMENT

**Between
MONO COUNTY,
AND THE
TOWN OF MAMMOTH LAKES, CALIFORNIA,
And The
USDA, FOREST SERVICE
PACIFIC SOUTHWEST REGION,
INYO NATIONAL FOREST
AND
INTERMOUNTAIN REGION,
HUMBOLDT-TOIYABE NATIONAL FOREST**

This NON FUNDED CHALLENGE COST SHARE AGREEMENT is hereby made and entered into by and between Mono County , California and the Town of Mammoth Lakes, California, hereinafter referred to as "The Cooperators," and the USDA, Forest Service, Pacific Southwest Region, Inyo National Forest and Intermountain Region, Humboldt-Toiyabe National Forest, hereinafter referred to as the "U.S. Forest Service," under the authority: the Department of Interior and Related Agencies Appropriation Act of 1992, Pub. L. 102-154, and as amended.

Background: This Challenge Cost-share Agreement provides a framework for the parties to cooperatively develop, plan, implement, maintain, and monitor programs and projects that are mutually beneficial to the parties and that enhance U.S. Forest Service and Cooperators' activities. Parties to the agreement desire to focus their combined energy and resources to cooperatively perform projects and activities to improve programs, public services, infrastructure and natural resources. Mono County desires to cooperate with the U.S. Forest Service based on approximately 94% of Mono County consisting of public lands and the Cooperators' mutual interest in implementing a sustainable recreation program with the U.S. Forest Service. This Agreement is intended to reduce duplication of efforts and harness the expertise of employees of all parties as well as maximize cash and non-cash contributions leading to joint accomplishment of work.

This agreement is also under the authority of the Expanded Partnership Authority for Interpretive Services, Cooperative Funds and Deposits Act, 16 U.S.C. 565a-1, as amended (Authority expires September 30, 2019). The Department of Interior and Related Agencies Appropriation Act of 1992, Pub. L. 102-154, and as amended is main authority in which this Agreement falls.

Title: Eastern Sierra Recreation Partnership

I. PURPOSE:

The purpose of this agreement is to document the cooperation between the parties to collaborate in the maintenance, improvement, and operation of National Forest facilities



and programs located on the Inyo National Forest and Humboldt-Toiyabe National Forest in accordance with the following provisions and the hereby incorporated Operating and Financial Plan, attached as Exhibits A, B, and C.

II. STATEMENT OF MUTUAL BENEFIT AND INTERESTS:

The U.S. Forest Service under the laws of the United States and the regulations of the Secretary of Agriculture is responsible for managing the natural resources on National Forest System lands, including wildlife and fish resources and providing recreational opportunities, in a manner that is sustainable and will not impair the productivity of the land. The U.S. Forest Service desires to partner with the Cooperators to design, plan, implement, and report out projects to improve and maintain recreational opportunities as well as restore ecosystems to their natural resiliency and functions through on-the-ground stewardship activities.

The U.S. Forest Service and the Cooperators share a mutual interest in operating and maintaining National Forest facilities located on the Inyo National Forest and Humboldt-Toiyabe National Forest and within the Town of Mammoth Lakes municipal boundary and Mono County, California. This mutual interest is driven by the fact that outdoor recreation activities are the largest driver of visitors to the region, and these activities contribute significantly to the economic vitality of local communities. Providing high quality facilities and programs is a critical service in managing visitation and sustaining National Forest resources, while ensuring that the region remain a desirable destination. This Agreement is intended to maximize the parties' collective and collaborative efforts.

In Consideration of the above premises, the parties agree as follows:

III. THE COOPERATORS SHALL:

- A. LEGAL AUTHORITY. The Cooperators shall have the legal authority to enter into this agreement, and the institutional, managerial, and financial capability to ensure proper planning, management, and completion of the project, which includes funds sufficient to pay the nonfederal share of project costs, when applicable.
- B. BUILDING AND COMPUTER ACCESS BY NON-U.S. FOREST SERVICE PERSONNEL. The Cooperators may be granted access to U.S. Forest Service facilities and/or computer systems to accomplish work described in the Operating Plan or Statement of Work. All non-government employees with unescorted access to U.S. Forest Service facilities and computer systems must have background checks following the procedures established by USDA Directives 3800 series. Those granted computer access must fulfill all U.S. Forest Service requirements for mandatory security awareness and role-based advanced security training, and sign all applicable U.S. Forest Service statements of responsibilities.



- C. Work cooperatively with the U.S. Forest Service to plan, develop, and/or implement mutually beneficial projects and programs as described and agreed to in any approved Operating and Financial Plan(s).
- D. Provide accomplishment reporting as identified in Section V, Provision O.
- E. Coordinate with the U.S. Forest Service in the operation, maintenance, and upgrade to recreation facilities and programs located on the Inyo National Forest and Humboldt-Toiyabe National Forest and within the Town of Mammoth Lakes municipal boundary and unincorporated Mono County.
- F. Designate an employee to serve as a single point of contact on behalf of each of the Cooperators to serve as the liaison between the Cooperators and the U.S. Forest Service.
- G. The parties shall review and mutually agree on all activities to ensure the activities meet agency objectives.
- H. The Cooperators personnel are not authorized to undertake functions beyond those activities mutually agreed to, or engage in activities or convey to the public that they are U.S. Forest Service employees.
- I. Meet with the U.S. Forest Service regularly to stay abreast of project(s) progress using protocols to be mutually developed by all parties.
- J. Maintain an inventory of work for regular review by all parties that includes (but not limited to):
 - a. Projects/Programs by title
 - b. Project location/Program location emphasis
 - c. Project/Program funding
 - d. Project/Program leads
 - e. Project/Program status
 - f. Project/Program timelines

IV. THE U.S. FOREST SERVICE SHALL:

- A. Have the legal authority to enter into this agreement, and the institutional, managerial, and financial capability to ensure proper planning, management, and completion of its scope of any projects that it undertakes pursuant to attached Operating and Financial Plans.
- B. Provide information to the Cooperators regarding the management goals, facility standards, and resource-based considerations for those activities mutually agreed on.
- C. Provide access U.S. Forest Service staff, data, and information to achieve mutually agreed on activities.



- D. Designate a U.S. Forest Service employee to serve as the single point of contact/liaison between the U.S. Forest Service and the Cooperators from each Forest to manage this Agreement, subsequent Agreements, as well as individual programs and projects.
- E. Provide U.S. Forest Service personnel during various phases of the projects from project submittal, pre-project review, project planning, contracting, and execution.
- F. U.S. Forest Service shall seek to maximize the length and term of funding opportunities over multiple fiscal years.
- V. **IT IS MUTUALLY UNDERSTOOD AND AGREED BY AND BETWEEN THE PARTIES THAT:**

- A. PRINCIPAL CONTACTS. Individuals listed below are authorized to act in their respective areas for matters related to this agreement.

B. Principal Partner Contacts:

Mono County Program Contact	Mono County Administrative Contact
Leslie Chapman CAO P.O. Box 969 Bridgeport, CA 93517 760-932-5414 lchapman@mono.ca.gov	Name: Tony Dublino Asst CAO P.O. Box 969 Bridgeport, CA 93517 760-932-5415 tdublino@mono.ca.gov
Town of Mammoth Lakes Program Contact	Town of Mammoth Lakes Administrative Contact
Dan Holler Town Manager P.O. Box 1609 Mammoth Lakes, CA 93546 760-965-3601 dholler@townofmammothlakes.ca.gov	Joel Rathje Trails Coordinator P.O. Box 1609 Mammoth Lakes, CA 93546 530-251-6122 (cell) jrathje@townofmammothlakes.ca.gov

C. Principal U.S. Forest Service Contacts:

Inyo National Forest Program Manager Contact	Inyo National Forest Administrative Contact
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Margie DeRose Acting District Ranger Mammoth & Mono Lake Ranger Districts P.O. Box 148 Mammoth Lakes, CA 93546 760-518-5051 mbderose@fs.fed.us	Aaron Stout Region 5, Grants & Agreements Specialist 631 Coyote Street Nevada City, CA 95959 530-478-6825 asstout@fs.fed.us
Humboldt-Toiyabe National Forest Program Manager Contact	Humboldt-Toiyabe National Forest Administrative Contact
Leeann Murphy Acting District Ranger Bridgeport Ranger District HC 62 Box 1000 Bridgeport, CA 93517 760-932-5801 lbmurphy@fs.fed.us	Sara Russell Acting Supervisory Grants Management Specialist 1249 S. Vinnell Way, Suite 200 Boise, ID 83709 208-373-4272 sarahrussell@fs.fed.us

- D. ASSURANCE REGARDING FELONY CONVICTION OR TAX DELINQUENT STATUS FOR CORPORATE ENTITIES. This agreement is subject to the provisions contained in the Department of Interior, Environment, and Related Agencies Appropriations Act, 2012, P.L. No. 112-74, Division E, Section 433 and 434 as continued in the Consolidated Appropriations Act, 2016, P.L. No. 114-113, Division E, Title VII, General Provisions Section 745 and 746 respectively regarding corporate felony convictions and corporate federal tax delinquencies. Accordingly, by entering into this agreement The Cooperators acknowledge that they: 1) do not have a tax delinquency, meaning that they are not subject to any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that are not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability, and (2) have not been convicted (or had an officer or agent acting on their behalf convicted) of a felony criminal violation under any Federal law within 24 months preceding the agreement, unless a suspending and debarring official of the United States Department of Agriculture has considered suspension or debarment is not necessary to protect the interests of the Government. If The Cooperators fail to comply with these provisions, the U.S. Forest Service will annul this agreement and may recover any funds The Cooperators have expended in violation of sections 433 and 434.
- E. USE OF U.S. FOREST SERVICE INSIGNIA. In order for The Cooperators to use the U.S. Forest Service insignia on any published media, such as a Web page, printed publication, or audiovisual production, permission must be granted from the U.S. Forest Service's Office of Communications (Washington Office). A written request will be submitted by the U.S. Forest Service, Region 5, Inyo National Forest and/or Region 4, Humboldt-Toiyabe National Forest to the Office of Communications Assistant Director, Visual Information, and Publishing Services



EASTERN SIERRA RECREATION COORDINATOR

Salary Range: Executive (\$73,000 - \$89,425)

Exempt, At-Will

INTRODUCTION

The position is an employee of the Town of Mammoth Lakes but, by contract between the Town and Mono County, will also provide services on behalf of the Town to the County, as described below. While much of the work provided by this position will benefit the Town and the County, through benefit to the region generally, specific projects or tasks may be assigned solely by the Town or by the County for the respective benefit of each. It is expected that the position will spend an average of 2/5 of their time engaged in projects and work requested by the County and an average of 3/5 of their time engaged in projects requested by the Town. These ratios may also be satisfied through time spent on projects and work requested by both entities.

DEFINITION

To coordinate engagement efforts between the Town of Mammoth Lakes, Mono County, and Federal Land Management Agencies (Inyo National Forest, Humboldt-Toiyabe National Forest, and Bureau of Land Management), and other agencies on short, medium, and long term planning and implementation efforts involving public lands. To facilitate, expedite, and enable an efficient and productive working relationship between federal, state, county, municipal, and other non-agency partners.

SUPERVISION RECEIVED AND EXERCISED

Position reports directly to the Town of Mammoth Lakes Town Manager, or designee. Specific Mono-County work assignments to be directed and coordinated by the Mono County Administrative Officer, or designee. Satisfactory work performance will be based in part on feedback from the County to the Town regarding the incumbent's performance of work requested by the County or performed for or on behalf of both the Town and the County.

ESSENTIAL DUTIES AND RESPONSIBILITIES

Duties may include, but are not limited to:

General

- ☐ Work with Town, County, USFS, and BLM staff, and elected officials (as appropriate) to identify areas of need related to land management and recreation.
- ☐ Coordinate inter-agency land management and recreation programs and projects with consideration for multiple agencies and partner's needs; identify and process agreements necessary for the coordination of such projects and programs.



- ☐ Facilitate the application, issuance, renewal, and updating of agreements, contracts, and special use permits including but not limited to, infrastructure permits; road permits; multi-use pathway permits; film and media permits; and other related infrastructure permits.
- ☐ Represent the Town of Mammoth Lakes, Mono County, USFS, and other partners at various public events and meetings related to trails and recreation; facilitate public outreach efforts; make public presentations as necessary.
- ☐ Participate in detailed trail planning, design, and construction.
- ☐ Assist with the management of third party environmental analysis where appropriate.
- ☐ Identify and pursue funding opportunities on behalf of all partners.

Mono County

- ☐ Develop, coordinate, and facilitate the implementation of recreational priorities and long-term regional recreation strategies and initiatives for Mono County.
- ☐ Organize available labor resources such as volunteers and inmate workforces to assist with identified recreational priorities.
- ☐ Identify and pursue grant opportunities for related projects and programs.
- ☐ Compile existing work from Mono County's Community Development Department on wayfinding; coordinate and contribute to the regional wayfinding system.
- ☐ Coordinate available recreation activities, facility conditions, and projects with the marketing efforts of the Mono County Economic Development Department.
- ☐ Develop relevant interpretive materials and programs.

QUALIFICATIONS

Knowledge of:

- ☐ USFS special uses permitting processes and procedures.
- ☐ Working knowledge and experience with contemporary technology such as GIS, GPS, and various other related software applications.
- ☐ Processes and procedures involved in trail planning, design, and construction.
- ☐ Complex recreation programs including but not limited to developed recreation; campgrounds, day-use sites; visitor information; dispersed recreation; OHV/OSV; trails; wilderness; ski areas; media and film permitting processes.
- ☐ Environmental review processes including NEPA and CEQA and other pertinent federal, state, and local laws, regulations, and policies.
- ☐ Principles of project management, planning, and implementation.
- ☐ Principles of grant writing and tracking.
- ☐ Occupational hazards and standard safety precautions.



Ability to:

- ☐ Understand and carry out oral and written directions in accordance with established timelines.
- ☐ Work independently in the absence of supervision.
- ☐ React with good judgment in emergency situations.
- ☐ Establish and maintain effective working relationships with those contacted in the course of work.
- ☐ Travel between various work sites within the Eastern Sierra.
- ☐ Perform fieldwork requiring hiking over steep and rough terrain, OHV activities, and winter fieldwork including backcountry activities and OSV.

Experience and Training:

A combination of experience and training that would likely provide the required knowledge and abilities is qualifying. A typical way to obtain the knowledge and abilities would be:

Experience:

Two years of experience in the facilitation and implementation of recreational programs is required. Experience as a federal employee at the level of GS 11 or higher is preferable.

Education

A Bachelor's degree from an accredited university with major coursework in Planning, Geography, Land-Use Management, or a related field is required.

Licenses:

Must have (or receive within state required time frame) a valid State of California Class C Driver's License with an acceptable driving record and pass an appropriate background check prior to the hire date.

TOOLS AND EQUIPMENT USED

Use of standard office equipment including a personal computer, phone, copy and fax machine, and various graphic design tools. Use of a motor vehicle and a variety of hand tools used in trail construction and maintenance. Occasional use of power equipment and small pieces of motorized equipment may be used for related trail work.

PHYSICAL DEMANDS

The physical demands described here are representative of those that must be met by an employee to successfully perform the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.



While performing the duties of this job, the employee is frequently required to talk, hear, sit, stand, use hands to finger, handle, feel and operate objects, tools and controls, and reach with hands and arms. The employee must frequently lift and/or move up to 40 pounds and occasionally lift and/or move up to 75 pounds. Ability to spend extended periods of time hiking in various terrain is required. Hand-eye coordination is necessary to operate computers, various pieces of office equipment, and trail maintenance and construction tools. Specific vision abilities required by this job include close vision, distance vision, peripheral vision, depth perception, and the ability to adjust focus. Ability to work at altitude in an outdoor setting is required.

WORK ENVIRONMENT

The work environment characteristics described here are representative of those an employee encounters while performing the essential functions of this job. Reasonable accommodations may be made to enable individuals with disabilities to perform the essential functions.

Work is performed both within an office setting and outside in various weather conditions, which may include extreme cold, windy, wet, and wintery conditions. The employee is occasionally exposed to wet and/or humid conditions or airborne particles including dust and pollen and similar particulates. Employee will frequently be exposed to risks associated with rugged topography and adverse weather conditions. The noise level in the work environment is usually quiet in the office to loud in the field.

The duties listed above are intended only as illustrations of the various types of work that may be performed. The omission of specific statements of duties does not exclude them from the position if the work is similar, related, or a logical assignment to the position. The job description does not constitute an employment agreement between the employer and employee and is subject to change by the employer as the needs of the employer and requirements of the job change.

TCSI

TAHOE-CENTRAL SIERRA INITIATIVE

Using innovative approaches to restore the health of Tahoe-Central Sierra watersheds



Why here?

The watersheds of the Tahoe-Central Sierra area are crucial for downstream communities, agricultural interests, recreation, and the environment. Californians cherish this iconic landscape, but it's in peril.

The need for action is urgent. The forests of the Tahoe-Central Sierra are dangerously overcrowded with brush and small trees, making them highly vulnerable to large, severe wildfires, erosion, and insect outbreaks. The science is clear: we need to increase the pace and scale of ecologically based forest management for the benefit of nature and people.

Why now?

We can protect the Tahoe-Central Sierra area before it's too late.



Photo: Placer County Water Agency

Large, damaging fires like the King Fire in Eldorado National Forest cause massive sediment, erosion, and degraded wildlife habitat.



Photo: U.S. Forest Service

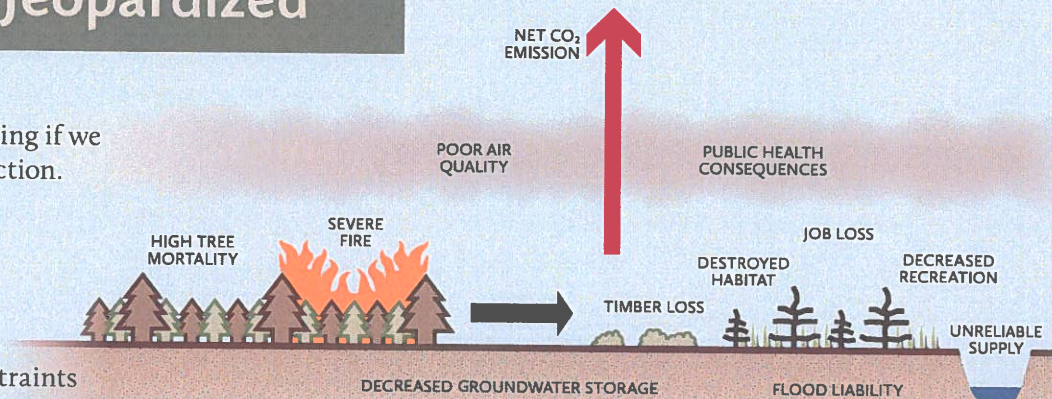
The southern Sierra has been decimated by bark beetles. Without swift action, the north will soon follow suit.

Benefits Jeopardized

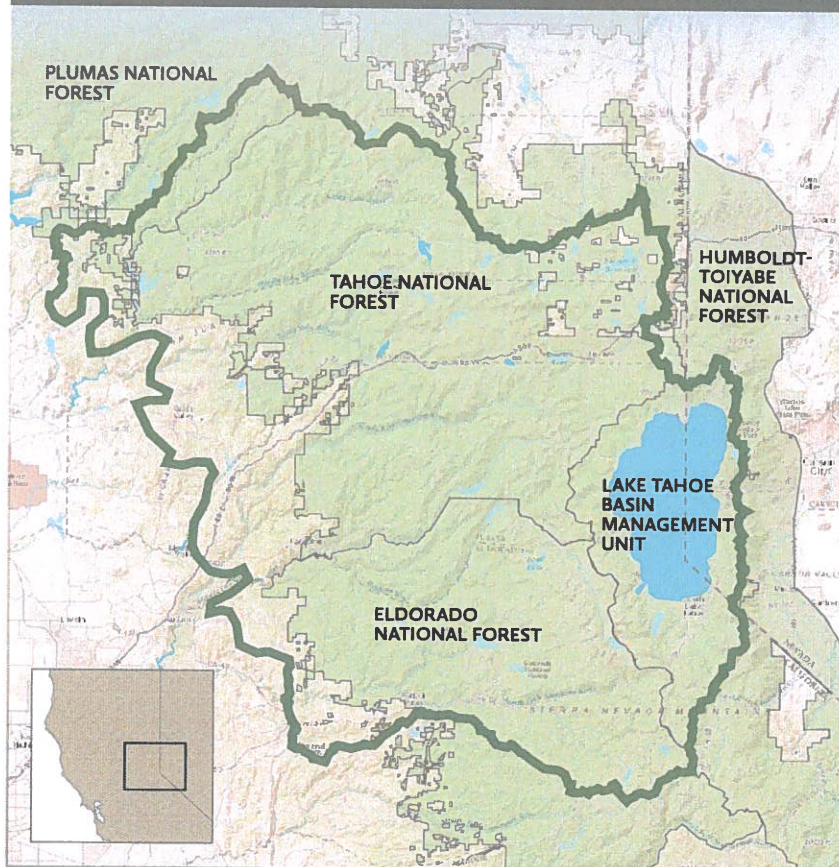
This is what we risk facing if we don't take immediate action.

Actions Needed:

- Increase funding
- Address policy constraints
- Increase infrastructure



TCSI: Innovative Solutions



The TCSI connects many well-organized, innovative, pilot projects that explore ways to increase the pace and scale of forest and watershed restoration by:

- Facilitating unique collaborations
- Pursuing diverse funding sources
- Testing new science
- Streamlining environmental compliance
- Bridging gaps between science and management strategies

TCSI can be a game-changer.

Lessons learned here can be applied across the entire Sierra Nevada and beyond to accelerate the restoration of this spectacular and vital region.



restorethesierra.org/tahoesierra

The TCSI is a component of the Sierra Nevada Watershed Improvement Program (WIP), a coordinated effort led by the Sierra Nevada Conservancy and the U.S. Forest Service to increase the pace and scale of forest and watershed restoration in the Sierra Nevada Region.

From: **Nuin-Tara Key** Nuin-Tara.Key@opr.ca.gov
Subject: Invitation: Investing in Climate Adaptation in the Sierra and Cascade regions
Date: May 22, 2018 at 8:58 AM
To: **Nuin-Tara Key** Nuin-Tara.Key@opr.ca.gov
Cc: naomi.cytron@sf.frb.org



Invitation: Funding Climate Adaptation Implementation – Challenges and Opportunities in the Sierra and Cascade Regions

The Governor's Office of Planning and Research and the Federal Reserve Bank of San Francisco, with generous support from the Tahoe Truckee Community Foundation as hosting sponsor, invite you to attend an invitation-only convening on climate adaptation financing on Monday, June 25 from 9:30am – 3:00pm (lunch included).

For inquiries about having someone else from your office attend in your place or to make suggestions on additional organizations or contacts you think should be invited, please email nuin-tara.key@opr.ca.gov.

Communities across the state are increasingly experiencing the impacts of a changing climate, with frontline and vulnerable communities already experiencing greater risk and exposure from climate impacts. At the same time, local governments are faced with implementing economically and politically feasible adaptation and resilience measures, often times without secured financing or funding options, highlighting the need for public, private, and nonprofit entities to seek collaborative approaches to financing adaptation.

This convening will explore ways to overcome current climate adaptation funding and financing challenges, while also ensuring that today's investments meet urgent community needs and long-term planning goals. **The event will include particular focus on how adaptation and resilience investments in the Sierra and Cascade regions need to be responsive of the local economic and community development needs of rural communities, with specific focus on resource and recreation-based economies. Complete agenda to follow.**

The day will include a series of expert panels to frame the natural, built, and social impacts of climate change in the Sierra and Cascade regions, as well as facilitated discussions around a series of local projects that will highlight the following topics:

- Vulnerable Communities – Establishing Investment Priorities
- Collaborative Models – Governance and Policy
- Infrastructure – Integrating Climate Considerations into the Built Environment

When: Monday, June 25, 2018, 9:30am-3:00pm

Where: North Tahoe Event Center, 8313 N Lake Blvd, Kings Beach, CA 96143

Register: <https://fundingclimateadaptationsierracascade.eventbrite.com>

There is no charge to attend, however space is limited and advance registration is required by Monday, June 18.

We hope to see you there!

Sincerely,

Sincerely,
Nuin-Tara Key, OPR
Naomi Cytron, FRBSF

Background on program partners:

OPR

In early 2017 the Governor's Office of Planning and Research launched the Integrated Climate Adaptation and Resiliency Program (ICARP), established by Senate Bill 246 (2015 Wieckowski). The program is designed to coordinate state, regional, and local climate adaptation efforts, with an emphasis on identifying opportunities to support local implementation.

FRBSF

The Community Development Department at the Federal Reserve Bank of San Francisco works to address the complex, long-standing challenges that limit opportunity for low-income communities and communities of color. Our work is designed to facilitate collaboration across sectors and disciplines and to find solutions to inequitable development and investment patterns.

Nuin-Tara Key
Resilience Program Manager
Governor's Office of Planning and Research

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✉ Nuin-Tara.Key@opr.ca.gov



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AB-1918 Office of Sustainable Outdoor Recreation. (2017-2018)

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Date Published: 03/12/2018 09:00 PM

REVISED MAY 25, 2018

AMENDED IN ASSEMBLY MARCH 12, 2018

CALIFORNIA LEGISLATURE— 2017–2018 REGULAR SESSION

ASSEMBLY BILL

No. 1918

Introduced by Assembly Member Eduardo Garcia

~~(Coauthor: Assembly Member Carrillo)~~ (Coauthors: Assembly Members Carrillo, Bigelow, Chu, Gallagher, Levine, Salas, Wood, and Baker)

January 23, 2018

An act to add Division 14.8 (commencing with Section 23000) to the Public Resources Code, relating to outdoor recreation.

LEGISLATIVE COUNSEL'S DIGEST

AB 1918, as amended, Eduardo Garcia. Office of Sustainable Outdoor Recreation.

Existing law requires the Director of the Department of Parks and Recreation to keep up to date a comprehensive plan for the development of the outdoor recreation resources of the state for purposes of the federal Land and Water Conservation Fund Act of 1965. Existing law establishes in the Natural Resources Agency the Blue Ribbon Committee for the Rehabilitation of Clear Lake, for the purposes of discussion, reviewing research, planning, and providing oversight regarding the health of Clear Lake.

This bill would establish in the agency the Office of Sustainable Outdoor Recreation. The bill would require the office to undertake certain activities such as promoting economic development and job growth ~~of~~ *in* the outdoor recreation economy ~~in~~ *of* the state. The bill would also require the office to create an advisory committee to provide advice, expertise, support, and service to the office.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. The California Legislature finds and declares all of the following:

- (a) Outdoor recreation in California contributes \$92 billion to the state's economy and directly supports 691,000 jobs.
- (b) California's outdoor recreation economy is the largest in the nation.
- (c) California's parks, beaches, forests, natural reserves, and other public spaces for outdoor recreation are a key driver for national and international tourism to California.
- (d) Encouraging sustainable recreation practices will help grow the economic development potential of the outdoor recreation economy and enable wise public lands management decisions.
- (e) Preserving a healthy outdoor recreation economy is vital for California and can particularly support rural communities that are gateways to outdoor recreation locations and opportunities.
- (f) Increasing access to the outdoors and participation in outdoor recreation programs and services are critical to improving ~~all Californians' health status,~~ *the health of all Californians*, decreasing *the* prevalence of obesity and diabetes, and maintaining Californians' quality of life.

SEC. 2. Division 14.8 (commencing with Section 23000) is added to the Public Resources Code, to read:

DIVISION 14.8. Outdoor Recreation

23000. There is hereby established in the Natural Resources Agency the Office of Sustainable Outdoor Recreation.

23001. For purposes of this division, the following terms have the following meanings:

- (a) "Agency" means the Natural Resources Agency.
- (b) "Outdoor recreation" means a pursuit that occurs in a natural environment or physical landscape, including various active and passive sports and activities, including, but not limited to:
 - (1) Trail-dependent sports and activities, including hiking, recreational cycling, mountain biking, and recreational equestrianism.
 - (2) Natural landscape-dependent sports and activities, including wildlife viewing, mountain and rock climbing, and spelunking.
 - (3) Water-dependent sports and activities, including kayaking, water skiing, swimming, surfing, fishing, and rafting.
 - (4) Snow-dependent sports and activities, including skiing, sledding, and snowmobiling.
- (c) "Office" means the Office of Sustainable Outdoor Recreation.

23002. The office shall receive administrative and staff support from the agency.

23003. The office shall undertake the following activities:

- (a) Promote economic development and job growth ~~of~~ *in* the outdoor recreation economy ~~in~~ *of* California by doing all of the following:
 - (1) Coordinating with outdoor recreation industry stakeholders.
 - (2) Developing data regarding impacts of outdoor recreation in California.
 - (3) Developing strategies to recruit and grow outdoor recreation businesses and opportunities and recreation-related employment in California.
 - (4) Recommending policies and initiatives to enhance recreational amenities and experiences in the state.
 - (5) Recommending policies and initiatives to increase access to recreational amenities and experiences.

(6) Collaborating with state and local tourism and economic development offices to further promote and grow outdoor recreation-related tourism.

(b) Serve as a central point of contact for the outdoor recreation industry in California.

(c) Coordinate outdoor recreation policies across state and local departments and agencies that provide outdoor recreation access or programming.

(d) Foster connections and communication between government agencies that manage natural resources for outdoor recreation and companies, businesses, organizations, and communities that provide *outdoor* recreation products and services.

23004. (a) The office shall, consistent with the purposes of this division, create an advisory committee to provide advice, expertise, support, and service to the office.

(b) The advisory committee ~~shall~~ *may* include, but ~~not be~~ *is not* limited to, the following members:

(1) Representatives from companies and businesses that offer outdoor recreation products and services.

(2) Representatives from nonprofit organizations that provide recreational services and programs to the public.

(3) Members of local and regional tourism organizations.

(4) Members of government entities engaged in public lands management and recreational services.

(5) A representative from the Department of Parks and Recreation.

(6) A representative from the State Department of Education.

(7) A representative from the California Health and Human Services Agency.

(8) A representative from Visit California.

(c) Members of the committee shall serve without compensation but each shall be reimbursed for actual and necessary expenses incurred in the performance of his or her duties as they relate to the committee.

23005. (a) The office may receive assistance and funds from public and private sources.

(b) Upon appropriation by the Legislature, the office shall expend funds to conduct its work.

REVISIONS:

Heading—Line 4.
